1		THE HONORABLE MARSHA J. PECHMAN
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6	ANALD CEATER DIST	
7		RICT COURT FOR THE T OF WASHINGTON
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9	ANCORA TECHNOLOGIES, INC.,	Case No. 2:09-cv-00270-MJP
10	Plaintiff,	STIPULATION AND ORDER OF
1	V.	DISMISSAL
12	TOSHIBA AMERICA INFORMATION SYSTEMS, INC., DELL INC., HEWLETT- PACKARD COMPANY,	Noted: November 12, 2009
13	Defendants,	
4	and	
15	MICROSOFT CORPORATION,	
16	Intervenor and Third	
17	Party Plaintiff,	
18	V.	
19	MIKI MULLOR,	
20	Third Party Defendant.	
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STIPULATION AND ORDER OF DISMISSAL

STIPULATION OF DISMISSAL

Plaintiff Ancora Technologies, Inc., Defendants Toshiba America Information Systems, Inc., Dell Inc., and Hewlett-Packard Company, Intervenor Microsoft Corporation, and Third Party Defendant Miki Mullor (the "Parties") hereby stipulate to the dismissal, with prejudice, of all pending claims and counterclaims asserted in this action. The Parties agree that each party shall bear its own costs, expenses and attorney's fees.

SO STIPULATED AND AGREED:

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DATED: 11/12/09 DANIELSON HARRIGAN LEYH & TOLLEFSON LLP

By <u>/s/ Christopher T. Wion</u>
Arthur W. Harrigan, Jr., WSBA #1751
Christopher T. Wion, WSBA #33207

PERKINS COIE BROWN & BAIN P.A.

Chad S. Campbell (*Admitted pro hac vice*) cscampbell@perkinscoie.com 2901 North Central Avenue, Suite 2000 Phoenix, AZ 85012-2788

Telephone: 602.351.8000 Facsimile: 602.648.7000

Attorneys for Intervenor Microsoft Corporation and Defendants Toshiba America Information Systems, Inc., Dell Inc., and Hewlett-Packard Company

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Attorneys for Intervenor and Third Party Plaintiff Microsoft Corporation

STIPULATION AND ORDER OF DISMISSAL - 1 LAW OFFICES

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SEATTLE, WASHINGTON 98104
TEL, (206) 623-1700 FAX, (206) 623-8717

1	DATED: 11/12/09 BROOKS KUSHMAN P.C.	
2	By/s/	
3	Mark A. Cantor (admitted Pro Hac Vice)	
	John S. LeRoy (admitted Pro Hac Vice) Marc Lorelli (admitted Pro Hac Vice)	
4	1000 Town Center, Twenty-Second Floor	
5	Southfield, Michigan 48075	
6	Telephone: (248) 358-4400 Facsimile: (248) 358-3351	
7	SUSMAN GODFREY LLP	
	Drew D. Hansen, WSBA #30467	
8	Floyd G. Short, WSBA #21632 Dan Walker, WSBA #38876	
9	1201 Third Avenue, Suite 3800	
10	Seattle, WA 98101-3000 Telephone: 206.516.3880	
10	Facsimile: 206.516.3883	
11		
12	Attorneys for Plaintiff Ancora Technologies, Inc. and Third Party Defendant Miki Mullor	
12	Thira Farty Defendant Miki Mullor	
13		
14	ORDER OF DISMISSAL	
15	The Court has reviewed the Parties' Stipulation and [Proposed] Order of Dismissal	
	and finds good cause therefor.	
16	IT IS HEREBY ORDERED that the parties' Stipulation of Dismissal is approved and	
17	all pending claims and counterclaims asserted in this action are DISMISSED, WITH	
18	PREJUDICE. Each party shall bear its own costs, expenses and attorney's fees.	
19	SO ORDERED.	
20	DATED: November 16, 2009	
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22	Marshy Melens	
23	Marsha J. Pechman	
24	United States District Judge	
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3	Presented by:
4	DANIELSON HARRIGAN LEYH & TOLLEFSON LLP
5	
6	By <u>/s/ Christopher T. Wion</u> Arthur W. Harrigan, Jr., WSBA #1751
7	Christopher T. Wion, WSBA #33207
8	PERKINS COIE BROWN & BAIN P.A. Chad S. Campbell (<i>Admitted pro hac vice</i>)
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13	Microsoft Corporation and Defendants Toshiba America Information Systems, Inc., Dell Inc.,
14	and Hewlett-Packard Company
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18	Stacy.Quan@microsoft.com
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20	Attorneys for Intervenor and Third Party Plaintiff
21	Microsoft Corporation
22	
23	
24	

STIPULATION AND ORDER OF DISMISSAL - 3

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Washington to the following: 1. I am over the age of 21 and not a party to this action. 2. On the 12 th day of November, 2009, I caused the preceding document to served on counsel of record by ECF delivery through the CM/ECF System. SUSMAN GODFREY LLP BROOKS KUSHMAN P.C. Drew D. Hansen Floyd G. Short Dan Walker John S. LeRoy (admitted Pro Hac Vice) Marc Lorelli (admitted Pro Hac Vice) Marc Lorelli (admitted Pro Hac Vice) 1201 Third Avenue, Suite 3800 Seattle, WA 98101-3000 Seattle, WA 98101-3000 Telephone: 206.516.3880 Facsimile: 206.516.3883 Facsimile: (248) 358-3351				
Washington to the following: 1. I am over the age of 21 and not a party to this action. 2. On the 12 th day of November, 2009, I caused the preceding document to served on counsel of record by ECF delivery through the CM/ECF System. SUSMAN GODFREY LLP BROOKS KUSHMAN P.C. Drew D. Hansen Floyd G. Short Dan Walker 1201 Third Avenue, Suite 3800 Seattle, WA 98101-3000 Telephone: 206.516.3880 Facsimile: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor Mark A. Cantor (admitted Pro Hac Vice) Marc Lorelli (admitted Pro Hac Vice) 1000 Town Center, Twenty-Second Floor Southfield, Michigan 48075 Telephone: (248) 358-4400 Facsimile: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor /// /// /// /// /// /// ///	1	CERTIFICATE OF SERVICE		
1. I am over the age of 21 and not a party to this action. 2. On the 12th day of November, 2009, I caused the preceding document to served on counsel of record by ECF delivery through the CM/ECF System. SUSMAN GODFREY LLP BROOKS KUSHMAN P.C. Mark A. Cantor (admitted Pro Hac Vice) John S. LeRoy (admitted Pro Hac Vice) Marc Lorelli (admitted	2	I, LINDA BLEDSOE, swear under penalty of perjury under the laws of the State of		
2. On the 12 th day of November, 2009, I caused the preceding document to served on counsel of record by ECF delivery through the CM/ECF System. SUSMAN GODFREY LLP BROOKS KUSHMAN P.C. Mark A. Cantor (admitted Pro Hac Vice) John S. LeRoy (admitted Pro Hac Vice) Marc Lorelli (admitted Pro Hac Vice) Marc Lorelli (admitted Pro Hac Vice) More Lorelli (admitted Pro Hac Vice) Marc Lo	3	Washington to the following:		
served on counsel of record by ECF delivery through the CM/ECF System. SUSMAN GODFREY LLP Drew D. Hansen Floyd G. Short Dan Walker 1201 Third Avenue, Suite 3800 Seattle, WA 98101-3000 Telephone: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor Seattle, WA 98101-3000 Telephone: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor Seattle, WA 98101-3000 Telephone: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor Seattle, WA 98101-3000 Telephone: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor Seattle, WA 98101-3000 Telephone: 204.8) 358-4400 Facsimile: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor Seattle, WA 98101-3000 Telephone: 204.8) 358-4400 Facsimile: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor Seattle, WA 98101-3000 Telephone: 204.8) 358-4400 Facsimile: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor	4	1. I am over the age of 21 and not a party to this action.		
SUSMAN GODFREY LLP Brow D. Hansen Floyd G. Short Dan Walker 1201 Third Avenue, Suite 3800 Seattle, WA 98101-3000 Telephone: 206.516.3880 Facsimile: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor SUSMAN GODFREY LLP BROOKS KUSHMAN P.C. Mark A. Cantor (admitted Pro Hac Vice) John S. LeRoy (admitted Pro Hac Vice) Marc Lorelli (admitted Pro Hac Vice) 1000 Town Center, Twenty-Second Floor Southfield, Michigan 48075 Telephone: (248) 358-4400 Facsimile: 206.516.3883 Attorneys for Plaintiff Ancora Technologies, Inc. and Miki Mullor //s/ Linda Bledsoe LINDA BLEDSOE	5	2. On the 12 th day of November, 2009, I caused the preceding document to be		
SUSMAN GODFREY LLP Drew D. Hansen Floyd G. Short John S. LeRoy (admitted Pro Hac Vice) John Walker John S. LeRoy (admitted Pro Hac Vice) Marc Lorelli (admitted Pro Hac Vice) John S. LeRoy (admitted Pro Hac Vice) Marc Lorelli (ad	6	served on counsel of record by ECF delivery through the CM/ECF System.		
24 25 25 26 27 27 28 29 29 29 29 29 29 29	7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	SUSMAN GODFREY LLP Drew D. Hansen Hoyd G. Short Dan Walker Marc Lorelli (admitted Pro Hac Vice) Marc Lorelli (admitted Pro		